BEGIN AUGUST 16, 1960

30.24-12615

A21 730
ADVANCE FOR 4 P.M., EST
AMS BUDGET
NIGHT LEAD POWERS
BY PRESTON GROVER

(ADVANCE) MOSCOW, WEDNESDAY, AUG. 17 (AP)-FRANCIS GARY POWERS GOES ON TRIAL AS AN AERIAL SPY TODAY AND THE SOVIET PROSECUTION HAS ANNOUNCED IT INTENDS TO CONVICT THE WHOLE FOREIGN POLICY OF THE UNITED STATES.

POWERS GOES BEFORE A MILITARY TRIBUNAL--ON HIS 31ST BIRTHDAY--JUST 117 DAYS AFTER HIS HIGH-FLYING U2 RECONNAISSANCE JET CAME DOWN IN THE AREA OF SVERDLOVSK IN THE URAL MOUNTAINS. HE HAD FLOWN ABOUT 1,200 MILES OVER SOVIET TERRITORY.

ALSO PRESENT IN THE GLITTERING, CHANDELLIERED HALL OF COLUMNS WILL BE POWERS' ANXIOUS WIFE, BARBARA; HIS PARENTS, MR. AND MRS. OLIVER POWERS OF POUND, VA., AND SEVERAL AMERICAN ATTORNEYS WHO WILL BE PERMITTED BY THE SOVIET COURT TO BE NO MORE THAN SPECTATORS.

BARBARA POWERS' APPEARANCE IN COURT MAY GIVE HER HUSBAND THE FIRST KNOWLEDGE THAT SHE IS IN MOSCOW. SHE SENT HIM A TELEGRAM MONDAY ADVISING HIM THAT SHE HAD COME HERE, BUT AS OF LAST NIGHT HAD NOT RECEIVED ANY ACKNOWLEDGEMENT.

BARBARA SPENT MOST OF THE DAY IN HER HOTEL ROOM, SHELTERING HERSELF FROM THE CROWDS THAT ALWAYS GATHER AROUND HER IN PUBLIC. ASKED BY A REPORTER IF SHE WOULD LIKE TO GO SIGHTSEEING, SHE ANSWERED SADLY, "YES, IF I HAD FRANCIS WITH ME."

DR.JAMES BAUGH, WHO ACCOMPANIED HER TO MOSCOW, SAID SHE AND POWERS' PARENTS WERE A BIT MORE RELAXED ON THE EVE OF THE TRIAL THAN THEY HAD BEEN PREVIOUSLY.

"I THINK THEY ARE FEELING A BIT MORE OPTIMISTIC, HAVING SEEN THE DEFENSE COUNSEL," ONE OF THE VIRGINIA ATTORNEYS HERE WITH THE POWERS FAMILY SAID.

AN INDICTMENT DRAWN UP BY THE SOVIET COMMITTEE OF STATE SECURITY AND THE CHIEF PROSECUTOR'S OFFICE CHARGES POWERS WITH SPYING BY ATTEMPTING TO COLLECT STATE SECRETS FOR A FOREIGN GOVERNMENT. THE CHARGE CARRIES A PENALTY OF 7 TO 15 YEARS IMPRISONMENT OR DEATH BY SHOOTING.

THE INDICTMENT QUOTES POWERS AS ADMITTING HE PILOTED THE PLANE, THAT HE FLEW OVER SOVIET TERRITORY AND THAT HE MANIPULATED INSTRUMENTS WHICH HE SUPPOSED WERE INTENDED TO COLLECT INFORMATION FOR THE UNITED STATES. THE INDICTMENT SAYS POWERS CONFESSED TO "THE SUBSTANCE OF THE CHARGES" AGAINST HIM.

THE KREMLIN IS HOLDING THE TRIAL IN A BRILLIANT SPOTLIGHT OF WORLD PUBLICITY, FOCUSING THE ATTENTION OF THE WORLD PUBLIC ON THE CASE OF THE MAN WHOSE UNSUCCESSFUL MISSION OVER SOVIET TERRITORY WAS A PRELUDE TO THE EXPLOSION OF A SUMMIT CONFERENCE IN PARIS LAST MAY, BEFORE THE MEETING EVER COULD GET STARTED.

POWERS' U2 CAME DOWN ON SOVIET SOIL MAY 1, BUT IT WAS NOT UNTIL MAY 5 THAT SOVIET PREMIER NIKITA KHRUSHCHEV MADE A PUBLIC ANNOUNCEMENT. WITH THE SUPREME SOVIET (PARLIAMENT) AS HIS FORUM, HE TOLD THE WORLD AN AMERICAN INTELLIGENCE PLANE HAD WINGED 68,000 FEET OVER SOUTHERN RUSSIA AND THE HIGHLY INDUSTRIALIZED URALS AREA, AND WAS BROUGHT DOWN BY A SOVIET ROCKET SHOT. HE NEGLECTED TO SAY THEN THAT POWERS HAD BEEN CAPTURED. A SERIES OF CONFLICTING REPORTS ABOUT THE PLANE AND ITS MISSION EMANATED FROM WASHINGTON AND THEN KHRUSHCHEV ANNOUNCED THE PILOT WAS A SOVIET PRISONER.

POWERS WAS CONFINED WITHOUT CONTACT WITH ANY AMERICAN DURING THE ENTIRE PERIOD OF WHAT THE RUSSIANS CALLED THE PRETRIAL INVESTIGATION. WHEN THAT WAS COMPLETED, THE MILITARY SECTION OF THE SUPREME COURT, IN CHARGE OF THE CASE, APPOINTED A SOVIET LAWYER TO DEFEND HIM.

FOR THE PROCEEDINGS, THE AUTHORITIES CHOSE THE GREAT, MIRRORED HALL OF COLUMNS, ONCE THE SCENE OF BRILLIANT CZARIST SOCIAL FUNCTIONS AND IN LATER DAYS THE SITE OF THE GRIM STALINIST PURGE TRIALS OF THE 1930S AT WHICH ANDREI VISHINSKY BECAME WORLD FAMOUS FOR HIS VIOLENT DENUNCIATIONS OF STALIN'S FORMER FRIENDS.

AT POWERS' SIDE WILL BE THE MILD-MANNERED, SIXTYISH SOVIET PUBLIC DEFENDER, MIKHAIL ILICH GRINIOV. ACROSS THE AISLE FROM THEM WILL BE THE STATE'S CHIEF ACCUSER, ROMAN ANDREYEVICH RUDENKO, 53-YEAR-OLD GENERAL PUBLIC PROSECUTOR WHOSE PERFORMANCES AS CHIEF SOVIET PROSECUTOR AT THE NUERNBERG NAZI WAR CRIMES TRIALS AFTER THE WAR MADE WORLD HEADLINES. GRINIOV WAS ASSOCIATED WITH RUDENKO AT THOSE TRIALS.

PRESIDING WILL BE GEN. VIKTOR V.BORISOGLEBSKY, CHAIRMAN OF THE SOVIET SUPREME COURT'S MILITARY COLLEGIUM. A MEMBER OF THE COLLEGIUM SINCE FEBRUARY 1955, BORISOGLEBSKY HAS SPECIALIZED IN JUDICIAL PROCEDURE DURING HIS MILITARY CAREER.

UNDER SOVIET COURT PROCEDURE, HE IS EXPECTED TO DO MUCH OF THE DIRECT QUESTIONING OF POWERS AND OF STATE WITNESSES.

IN THE SPECTATORS' SEATS, ONE AMERICAN PHYSICIAN WILL KEEP A CLOSE EYE ON FRAIL IDA POWERS, THE DEFENDANT'S MOTHER, AND ANOTHER AMERICAN DOCTOR WILL BE AT THE SIDE OF POWERS' WIFE.

THREE VIRGINIA ATTORNEYS -- CARL MCAFEE, PERSONAL REPRESENTATIVE OF POWERS' FATHER, AND ALEXANDER W. PARKER AND FRANK W. ROGERS OF THE VIRGINIA BAR ASSN.--HAVE EXPRESSED CONFIDENCE THAT THE SOVIET DEFENSE ATTORNEY, WITH WHOM THEY CONFERRED MONDAY, WILL DO HIS BEST FOR THE FLIER.

THE U.S. EMBASSY HAS BEEN OFFERED FOUR SEATS BY THE SOVIET FOREIGN MINISTRY WITH THE SUGGESTION THAT AMBASSADOR LLEWELLYN THOMPSON ATTEND. BUT EMBASSY SOURCES SAID HE PLANNED TO STAY AWAY. APPARENTLY HE WANTS TO AVOID LENDING THE DIGNITY OF THE U.S. EMBASSY TO THE PROCEEDINGS.

SOVIET PRESS AND RADIO JOINED IN A VERBAL BARRAGE INTENDED TO PLACE U.S. POLICY ON TRIAL ALONG WITH POWERS. MOSCOW RADIO TOLD ITS AUDIENCE "THE IMPERIALIST CIRCLES OF THE U.S.A., THE INSPIRERS OF THE AGGRESSIVE FOREIGN POLICY OF WASHINGTON" WILL BE TRIED ALONG WITH POWERS.

PRESIDENT EISENHOWER LONG AGO ACCEPTED RESPONSIBILITY FOR THE INTELLIGENCE FLIGHTS OVER THE SOVIET UNION, WHICH HAD BEEN GOING ON SINCE 1956 WITHOUT ANY EFFECTIVE SOVIET INTERFERENCE UNTIL POWERS WAS BROUGHT DOWN. AND THE SOVIET PRESS, THROUGH EDITORIAL CARTOONS AND BLASTS, IS DEPICTING SUCH FIGURES AS PRESIDENT EISENHOWER AND VICE PRESIDENT NIXON AS IN THE DOCK ALONG WITH POWERS.

MOSCOW RADIO CLAIMED STATEMENTS OF THE AMERICAN PRESIDENT AND VICE PRESIDENT "REVEAL THAT THE CRIME COMMITTED BY POWERS IS NOT ALONE AND IS NOT AN EXTRAORDINARY CASE," BUT RATHER "A LINK IN THE CHAIN OF AGGRESSIVE MEASURES OF THE U.S.A. WHICH ARE LEADING TO AGGRAVATION OF INTERNATIONAL TENSIONS AND PLACING THE WORLD ON THE BRINK OF WAR."

BUT IT WAS NOT UNTIL LAST NIGHT THAT THE SOVIET PUBLIC WAS TOLD THE TRIAL WOULD OPEN TODAY, OR THAT POWERS' WIFE AND PARENTS WERE IN MOSCOW.

B406PED

A58 (KX (SET-F)
WITH MOSCOW
LONDON, AUG.16 (AP)-TASS NEWS AGENCY REPORTED TONIGHT THAT SOVIET PREMIER NIKITA S.KHRUSHCHEV IS HOLIDAYING IN THE CRIMEA, INDICATING HE WILL BE OUT OF MOSCOW DURING THE TRIAL OF U-2 PILOT FRANCIS POWERS. THE TRIAL OPENS TOMORROW.
TASS SAID KHRUSHCHEV WAS IN YALTA TODAY AND WENT ABOARD THE DIESEL-SHIP GRUZIYA TO GREET FRENCH COMMUNIST LEADER MAURICE THOREZ. THE VESSEL CARRYING THOREZ AND HIS FAMILY STOPPED AT YALTA EN ROUTE TO SOCHI.
PS554PED

A69
WITH MOSCOW-POWERS
LONDON, AUG. 16 (AP)-A LEFTWING AMERICAN LAWYER BOUND FOR THE POWERS TRIAL IN MOSCOW TODAY SAID THE CAPTURED U2 PILOT "IS PROBABLY A LOT BETTER OFF THAN HE WOULD BE IF HE WERE A SOVIET SPY ON TRIAL IN THE U.S.A."
VINCENT HALLINAN OF SAN FRANCISCO, WHO WAS INVITED TO ATTEND THE TRIAL AS AN OBSERVER, TOLD NEWSMEN AT LONDON AIRPORT:
"OUR GOVERNMENT HAS STUPIDLY ADMITTED HE WAS SPYING, SO WHAT CAN HE DO AT HIS TRIAL?"
HALLINAN RAN FOR PRESIDENT OF THE U.S.A. IN 1956 AS HEAD OF THE PROGRESSIVE PARTY. THE PARTY IS NOW DEFUNCT.
FD644AED

A100
POWERS
MOSCOW, AUG.16 (AP)-THE FAMILY OF FRANCIS GARY POWERS, THE IMPRISONED AMERICAN U2 PLANE PILOT, PLANS TO GIVE HIM PRESENTS FOR HIS 31ST BIRTHDAY TOMORROW IF POSSIBLE.
I WOULD LIKE GARY TO KNOW THAT HIS BIRTHDAY MEANS AS MUCH TO US DESPITE ALL THIS HORRIBLE TROUBLE," SAID OLIVER W. POWERS, THE PILOT'S FATHER.
THE BIRTHDAY COINCIDES WITH THE OPENING OF FRANCIS POWERS' TRIAL TOMORROW ON ESPIONAGE CHARGES.
PS9PED

A157
(140)
WITH MOSCOW
NEW YORK, AUG. 16 (AP)-A YOUNGER SISTER OF AMERICAN PILOT FRANCIS GARY POWERS HEADED FOR MOSCOW TONIGHT TO ATTEND HIS TRIAL.
"I DON'T THINK HE WAS A SPY," SAID MRS. JESSICA HILEMAN, 23, BEFORE BOARDING A PLANE AT IDLEWILD AIRPORT.
"HE WASN'T TRAINED AS A SPY. IF HE WAS UP THERE PUSHING BUTTONS, HE WAS MORE OR LESS JUST DOING HIS JOB. THERE'S NOTHING WRONG WITH THAT, IS THERE?"
MRS. HILEMAN, WIFE OF AN EMPLOYE OF THE WASHINGTON (D.C.) DAILY NEWS SAID SHE HOPED TO BE ABLE TO GIVE HER BROTHER "A HUG AND A KISS--IF I CAN." SHE LAST SAW HIM IN WASHINGTON IN NOVEMBER.
"MAINLY I'M GOING TO BE WITH MAMA, ALTHOUGH I WANT TO SEE FRANCIS AND ALL THAT KIND OF THING," SHE SAID.
MRS. HILEMAN, A CLERK-TYPIST FOR A WASHINGTON INSURANCE COMPANY, ONLY FOUND OUT YESTERDAY THAT SHE WAS GOING.
SHE EXPLAINED THAT SOL CURY, A FRIEND FROM VIRGINIA WHO ACCOMPANIED HER PARENTS TO RUSSIA, ARRANGED FOR A $500 LOAN FOR THE TRIP.
PL123AED

A95 (290)
WITH MOSCOW POWERS
BY COLIN FROST
LONDON, AUG.16 (AP)-NEWS OF THE POWERS TRIAL IN MOSCOW WAS SPLASHED OVER FRONT PAGES OF WEST EUROPE'S NEWSPAPERS TODAY. THE GREAT MAJORITY SEEMED CONVINCED PROPAGANDA AND NOT JUSTICE IS THE AIM OF THE SOVIET ACCUSERS.
FOR PAPERS OF ALL POLITICAL VIEWS, THE VERDICT WAS A FOREGONE CONCLUSION: AMERICAN U2 PILOT FRANCIS GARY POWERS WILL BE CONVICTED OF AERIAL SPYING ON THE SOVIET UNION.
DEBATE IN EDITORIALS AND FULL PAGE ARTICLES CENTERED INSTEAD ON WHAT THE RUSSIANS EXPECT TO WIN FROM THE BIG SHOW TRIAL--THE FIRST OF PREMIER NIKITA KHRUSHCHEV'S REGIME--AND WHAT CONDITION POWERS WILL BE IN AFTER HIS THREE MONTHS' CONFINEMENT.
THE TRIAL BEGINS TOMORROW.
COPENHAGEN'S CONSERVATIVE BERLINGSKE TIDENE CALLED THE TRIAL AN ATTEMPT TO CONCEAL THE FACT THAT U.S. PLANES COULD HAVE BOMBED ANY PLACE IN THE SOVIET UNION IF WAR HAD ERUPTED IN THE PAST FEW YEARS.
"IN ALL THIS," IT SAID, "POWERS IS JUST A PUPPET."
LONDON'S CONSERVATIVE DAILY MAIL RECALLED THE SOVIET PURGE TRIALS OF THE 1930S AND ADDED:
"NOW WE HAVE ANOTHER 'CONFESSION' EXTRACTED BY MONTHS OF INTERROGATION FROM A PRISONER IN SOLITARY CONFINEMENT.
"HOWEVER, IT MAY BE THAT THE BEAR HAS CHANGED HIS HABITS. IN FACT, KHRUSHCHEV'S REGIME IS AS MUCH ON TRIAL AS POWERS HIMSELF.
"IF HE IS WISE HE WILL DISPLAY MERCY AND LEGALITY BEFORE THE WORLD."
IN WEST GERMANY, THE RUHR-NACHTRICHTEN OF ESSEN SAID THE PRESENCE IN MOSCOW OF POWERS' WIFE AND PARENTS FITS THE SOVIET AIM OF WINNING PROPAGANDA.
IN SWEDEN, THE EXPRESSEN SUGGESTED POWERS MAY APPEAR A CHANGED MAN AT THE TRIAL SINCE THE RUSSIANS HAVE HAD "AMPLE TIME TO REFORM HIM."
BEHIND THE IRON CURTAIN, THE COMMUNIST PRESS AND RADIO USED ANTI-AMERICAN SLOGANS IN REFERRING TO THE POWERS TRIAL.
THE CZECH RADIO SAID "AMERICAN WARMONGERS TO GO ON TRIAL BEFORE THE WORLD PUBLIC."
BUDAPEST RADIO SAID "NOT ONLY POWERS AS AN INDIVIDUAL BUT THE WHOLE U.S. CLIQUE SCHEMING AGGRESSION AGAINST THE PEACEFUL SOCIALIST COUNTRIES WILL SIT ON THE DEFENDANT'S BENCH."
PS848PED

A85WX (ALL NIXON)
(190) NIXON-POWERS
WASHINGTON, AUG. 16 (AP)-VICE PRESIDENT RICHARD M. NIXON SAID TODAY IT WOULD BE A "TERRIBLE AND DEVASTATING REFLECTION ON SOVIET JUSTICE" IF THE TRIAL OF U2 PILOT FRANCIS GARY POWERS WERE TURNED INTO AN INDICTMENT OF U.S. POLICIES.
NIXON, THE REPUBLICAN PRESIDENTIAL CANDIDATE, SAID HE DIDN'T THINK THE TRIAL, SCHEDULED TO BEGIN TOMORROW IN MOSCOW, WOULD HARM U.S. PRESTIGE ABROAD.
"ALL PEOPLES OF THE FREE WORLD AND SOPHISTICATED PEOPLE IN IRON CURTAIN COUNTRIES ARE AWARE OF THE FACT THAT THE UNITED STATES WAS ONLY TRYING TO PROTECT ITSELF AGAINST SURPRISE ATTACK," HE SAID IN RESPONSE TO NEWSMEN'S REQUESTS FOR COMMENT.
NIXON SAID IN THE UNITED STATES AND OTHER WESTERN COUNTRIES A MAN IS TRIED FOR HIS INDIVIDUAL ACTIONS.
RUSSIA IS SIMPLY POINTING UP THE CRITICISM OF ITS JUSTICE IF IT IS MORE CONCERNED ABOUT THE TRIAL'S INTERNATIONAL REPERCUSSIONS, HE ADDED.
"IT IS NOT REAL JUSTICE AS WE KNOW IT," HE SAID.

NIXON SAID ALL AMERICANS, REGARDLESS OF THEIR POLITICAL BELIEFS, WILL SUPPORT PRESIDENT EISENHOWER'S POLICY OF PUTTING SECURITY FIRST AND OBTAINING INFORMATION AGAINST SURPRISE ATTACK.

THE UNITED STATES, HE ADDED, CAN DO LITTLE TO AFFECT THE OUTCOME OF THE TRIAL. "THE SOVIETS HAVE MADE IT CLEAR THEY INTEND TO CONDUCT IT (THE TRIAL) BY THEIR OWN RULES," HE SAID.

JK757PED

A34
PMS BUDGET (600)
UNDATED POWERS INTERPRETIVE
BY WILLIAM L. RYAN
ASSOCIATED PRESS NEWS ANALYST

IN ALL PROBABILITY, FRANCIS GARY POWERS ALREADY HAS BEEN CONVICTED AS A SPY AND HIS PUNISHMENT HAS BEEN FIXED.

THE U2 PILOT'S TRIAL, OPENING IN MOSCOW TOMORROW, UNQUESTIONABLY IS A PROPAGANDA SHOWPIECE. THE PROCEEDINGS WILL BEAR LITTLE RESEMBLANCE TO WESTERN CONCEPTS OF JUSTICE.

DESPITE CHANGES IN THE SOVIET JUDICIAL SYSTEM SINCE STALINIST TIMES, THE COURTS REMAIN SERVANTS OF THE COMMUNIST PARTY, WHOSE INTERESTS ALWAYS COME FIRST. INDIVIDUAL RIGHTS ARE UNIMPORTANT.

ALL MAJOR TRIALS CARRY A PROPAGANDA LESSON. DESPITE RECENT REFORMS, THERE STILL IS NO ADVANCE ASSJMPTION, AS IN THE UNITED STATES AND BRITAIN, THAT A DEFENDANT IS DEEMED INNOCENT UNTIL PROVED GUILTY. IN FACT, THE REVERSE IS TRUE. THE REFORMS WENT ONLY THIS FAR: THAT THE PROSECUTION MUST CLEARLY DEMONSTRATE THE DEFENDANT'S GUILT.

THIS THE PROSECUTION PROPOSES TO DO IN THE BRIGHTEST GLARE OF WORLD PUBLICITY. IN THE CASE OF PILOT POWERS, SOVIET PROPAGANDA HAS ANNOUNCED THAT THE WHOLE POLICY OF THE U.S. GOVERNMENT WILL BE CONVICTED.

A PUBLIC TRIAL OF A U.S. CITIZEN FOR ESPIONAGE BEFORE A SOVIET COURT IS UNPRECEDENTED, SO THE MECHANICS OF THE PROCEDURES ARE STILL SOMEWHAT IN DOUBT. BUT JPON SOME POINTS THERE IS LITTLE QUESTION OF WHAT WILL HAPPEN.

SINCE POWERS WAS CAPTURED 3 1/2 MONTHS AGO, HE HAS BEEN HELD WITHOUT ANY CONTACT WITH HIS OWN COUNTRYMEN. BY SOVIET LAW, THAT IS LEGAL. A PRISONER CAN BE HELD INCOMMUNICADO FOR TWO MONTHS, AND, IN EXCEPTIONAL CIRCUMSTANCES, NINE MONTHS.

MUCH OF THE PERIOD WAS DEVOTED TO "PRE-TRIAL INVESTIGATION." WHEN INVESTIGATION WAS FINISHED, A DEFENSE LAWYER ENTERED THE CASE---MIKHAIL I. GRINIOV, APPOINTED BY THE SOVIET COURT. THE FEW AMERICAN ATTORNEYS ON HAND WILL BE KEPT STRICTLY TO OBSERVER ROLES, AND ONLY GRINIOV WILL BE PERMITTED TO SPEAK AND ACT FOR POWERS.

EVEN THAT IS A DEPARTURE FROM THE GRIM DAYS WHEN LEGAL ADVICE WAS PERMITTED A DEFENDANT ONLY AFTER HIS CASE HAD REACHED THE COURT.

POWERS' PRETRIAL EXAMINERS WERE REPRESENTATIVES OF THE PROSECUTOR'S OFFICE AND OFFICIALS OF THE COMMITTEE OF STATE SECURITY, WHOSE JOB PROBABLY INCLUDED AN ATTEMPT TO PERSUADE POWERS TO CONFESS IN FULL TO ALL CHARGES AGAINST HIM.

CHIEF PROSECUTOR ROMAN A. RUDENKO, WHO WON NOTORIETY FOR HIS CONDUCT AT THE NUERNBERG TRIALS OF NAZI PRISONERS, PREPARED AN ELABORATE CASE BASED ON THE LAW ON "CRIMINAL RESPONSIBILITY FOR CRIMES AGAINST THE STATE." THIS LAW COVERS THEFT OR COLLECTION OF STATE OR MILITARY SECRETS IN BEHALF OF A FOREIGN POWER.

A 4,000-WORD INDICTMENT QUOTED POWERS AS PLEADING GUILTY TO "THE SUBSTANCE" OF THE CHARGES AGAINST HIM. POWERS WAS QUOTED AS ADMITTING HE FLEW THE U2 OVER SOVIET TERRITORY, AND AS SAYING HE SUPPOSED THE OBJECT WAS TO COLLECT INFORMATION.

CONVICTION AS A SPY CARRIES A PENALTY OF 7 TO 15 YEARS IMPRISONMENT OR DEATH.

THE LAW IS ELASTIC ENOUGH TO PERMIT A LIGHT SENTENCE IF THAT SUITS SOVIET PROPAGANDA AIMS. THE COURT CAN TAKE EXCEPTIONAL CIRCUMSTANCES AND "THE IDENTITY OF THE ACCUSED" INTO CONSIDERATION. THIS WOULD PERMIT EXPELLING POWERS FROM THE SOVIET UNION AFTER HE HAS BEEN SENTENCED.

30.24- 12617

THE SOVIET SUPREME COURT IS MADE UP OF FOUR BODIES: THE PLENUM OF THE COURT, THE JUDICIAL COLLEGIUM FOR CIVIL CASES, THE JUDICIAL COLLEGIUM, PROBABLY WITH THREE JUDGES. THERE WILL BE NO JURY.

POWERS WILL FIND HIS JUDGES NOT ONLY PRESIDING. FREQUENTLY THEY ARE LIKELY TO ACT AS CROSS-EXAMINERS, AND PERHAPS WILL BURST INTO SUDDEN FLOODS OF ORATORY DENOUNCING POWERS.

IN FAMOUS COMMUNIST TRIALS OF THE PAST, THE DEFENSE ATTORNEY WAS LITTLE MORE THAN AN ECHO OF THE PROSECUTION. DURING THE BLOODY PURGE TRIALS UNDER STALIN, DEFENSE LAWYERS JOINED IN DENOUNCING THE DEFENDANTS. THE SOLE DEFENSE, USUALLY, WAS BASED UPON HOW MUCH AND HOW ABJECTLY THE DEFENDANT HAD CONFESSED.

THAT HAS CHANGED SOMEWHAT SINCE STALIN DAYS, REFLECTING REVULSION AGAINST THE MASSIVE, DREAD SECRET POLICE ARMY AND ITS METHODS. SOVIET INTERNAL PROPAGANDA IN RECENT YEARS HAS MADE MUCH OF "SOCIALIST LEGALITY", WHICH WAS SUPPOSED TO MEAN AN END TO ARBITRARY ARREST OR PUNISHMENT AND OTHER ABUSES. BUT IN THE CASE OF POWERS, THE INTERESTS OF THE JUDGES PRIMARILY WILL BE TO CARRY OUT THE PURPOSES OF THE TRIAL AS ENVISIONED BY THE KREMLIN.

POSSIBLY POWERS' TRIAL WAS DELAYED AS LONG AS IT WAS TO PERMIT HIS CAPTORS TO BREAK DOWN HIS RESISTANCE AND BRING FORTH A FULL CONFESSION TO ALL CHARGES AGAINST HIM. THE COURSE OF THE TRIAL MAY SHOW HOW SUCCESSFUL THE INTERROGATORS WERE.

FD337AED

A161 (AGENCIES & RADIO OUT...720)
AP FOREIGN SERVICE ADVANCE FOR WEDNESDAY AMS AUG. 17
UNDATED POWES TRIAL INTERPRETIVE
BY WILLIAM L.RYAN
ASSOCIATED PRESS NEWS ANALYST

FRANCIS GARY POWERS GOES ON TRIAL TODAY (WED) IN A CIRCUS ATMOSPHERE, WITH THE CARDS WELL STACKED AGAINST HIM.

IN MOSCOW THE SHY, HANDSOME U2 PILOT, 31 YEARS OLD TODAY, WILL HEAR HIMSELF DENOUNCED AS A SPY AND A DANGEROUS CRIMINAL, A SYMBOL OF THE COLD WAR AND CREATURE OF FORCES SEEKING A NEW WORLD WAR.

FEW QUALIFIED OBSERVERS DOUBT THAT POWERS HAD BEEN CONVICTED IN ADVANCE AND HIS PUNISHMENT ALREADY HAS BEEN DECIDED UPON. WHAT IS GOING ON NOW IS A PROPAGANDA SHOW TRIAL WITH THE TWIN AIMS OF CONVINCING THE SOVIET PUBLIC THAT IT STILL FACES DANGEROUS ENEMIES AND CONVINCING THE OUTSIDE WORLD THAT THE UNITED STATES, BY ITS POLICIES, RISKS WAR.

THERE ARE MANY LINES OF DEFENSE WHICH COULD BE FOLLOWED IN POWERS' BEHALF IN ANY EXCEPT A SOVIET COURT. BUT THERE IS VIRTUALLY NO POSSIBILITY THAT ANY EFFECTIVE LINE OF DEFENSE WILL BE PERMITTED.

THE MILITARY SECTION--ONE OF FOUR SECTIONS OF THE U.S.S.R. SUPREME COURT--HAS APPOINTED A SOVIET LAWYER, MIKHAIL I.GRINIOV, TO "DEFEND" POWERS, BUT THE FIRST DUTY OF A SOVIET LAWYER IS TO THE STATE AND TO THE COMMUNIST PARTY WHICH RULES IT.

SEVERAL AMERICAN ATTORNEYS ARE ON HAND. THEY HAVE BEEN HOPING AGAINST HOPE TO PERSUADE GRINIOV TO PRESENT OBVIOUS ARGUMENTS FOR POWERS. THE CASE THEY SUGGEST IS THIS:

POWERS PILOTED A LOCKHEED U2 RECONNAISSANCE JET EQUIPPED TO GATHER INFORMATION AT EXTREMELY HIGH ALTITUDE AND UNDERTOOK THE UNARMED FLIGHT ON EXPLICIT ORDERS OF THE U.S. GOVERNMENT AND PRESIDENT AFTER SIMILAR FLIGHTS HAD BEEN CARRIED OUT FOR FOUR YEARS WITHOUT

PUBLIC SOVIET PROTESTS OR INTERFERENCE.

WHAT SHOULD POWERS' RIGHTS BE? CAN HE CLAIM IMMUNITY OR AT LEAST MITIGATION OF PUNISHMENT AS AN AUTHORIZED AGENT OF THE U.S. GOVERNMENT AND PRESIDENT? WAS HE ACTUALLY IN SOVIET AIR SPACE OR FAR ABOVE THE AIR SPACE ANY NATION CAN CLAIM? WAS THE FLIGHT BEYOND THE BOUNDS OF SOVIET TERRITORY AS DEFINED IN THE SOVIET ESPIONAGE LAW? WHAT RIGHTS DOES POWERS HAVE TO APPEAL HIS CASE UPON CONVICTION?

THE AMERICAN ATTONEYS HAVE REMINDED THE SOVIET DEFENSE LAWYER OF THE MIKHAIL GORIN CASE OF 1941 IN THE UNITED STATES. GORIN WAS CONVICTED OF SPYING AND COLLECTING NAVAL INTELLIGENCE FOR THE U.S.S.R. THE SOVIET CITIZEN HAD EVERY FACILITY FOR DEFENSE, INCLUDING AN APPEAL TO THE U.S. SUPREME COURT. WHEN THE CONVICTION WAS UPHELD, GORIN WAS SENT BACK TO THE SOVIET UNION.

BUT THERE WILL BE NO APPEAL FOR POWERS.

IT IS EQUALLY OBVIOUS THAT THIS TRIAL IS TO BE PLAYED OUT IN MOSCOW'S GADY HALL OF COLUMNS FOR ALL IT IS WOROH IN TERMS OF PROPAGANDA BENEFITS IN THE COLD WAR. THE MAN ASSIGNED TO CONVICT POWERS AS A SPY IN THE EYES OF WORLD OPINION CAN BE EXPECTED TO PRODUCE A MOST PAINSTAKING PERFORMANCE.

ROMAN ANDREYEVICH RUDENKO, GENERAL PUBLIC PROSECUTOR OF THE U.S.S.R., ESTABLISHED HIS REPUTATION AT THE WAR CRIMES TRIALS OF NAZI LEADES AT NUERNBERG AFTER WORLD WAR II. HE BECAME NOTED FOR THE MERCILESS MILITARY PRECISION WHICH HE APPLIED TO CUTTING DEFENDANTS TO RIBBONS.

SHORT AND STOCKY, RUDENKO IS 53. HE HAS BEEN CHIEF PROSECUTOR OF THE SOVIET SUPREME COURT SINCE 1953, JUST AFTER STALIN DIED. HE HAD LONG EXPERIENCE IN THE SOVIET COURTS BEFORE THAT, CARRYING OUT STALIN'S IRON WILL, BUT AFTER NIKITA KHRUSHCHEV IN 1956 DENOUNCED THE BRUTAL POLICE METHODS OF STALIN'S TIME, RUDENKO PROFESSED TO BE HIMSELF A FOE OF THE METHODS HE HAD USED IN THE PAST. HE PROCLAIMED HIMSELF A PARTISAN OF JUSTICE.

BUT JUSTICE IN A COMMUNIST STATE MEANS SOMETHING OTHER THAN THE WORD CONVEYS TO AN AMERICAN.

RUDENKO HAS PREPARED AN ELABORATE CASE TO CONVINCE THE WORLD THAT POWERS IS A DANGEROUS MAN. AND SOVIET PROPAGANDA HAS BEEN TELLING THE WORLD AND THE RUSSIAN PEOPLE THAT NOT ONLY POWERS, BUT THE ENTIRE POLICY OF THE U.S. GOVERNMENT, IS ON TRIAL.

A 4,000-WORD INDICTMENT DRAWN UP BY RUDENKO'S OFFICE QUOTES POWERS AS CONFESSING TO "THE SUBSTANCE" OF THE CHARGES AGAINST HIM. POWERS CONCEDED, SAID THE INDICTMENT, THAT HE WAS THE PILOT OF THE U2, AND THAT IT CARRIED INSTRUMENTS WHICH HE SUPPOSED WERE INTENDED TO COLLEECT INFORMATION FOR THE UNITED STATES.

THE FLIER IS BEING TRIED UNDER SECTION 2 OF THE "LAW ON CRIMINAL RESPONSIBILITY FOR CRIMES AGAINST THE STATE." THIS COVERS THE COLLECTION OF INFORMATION FOR A FOREIGN POWER--ESPIONAGE--AND THE PENALTY IS 7 TO 15 YEARS OR DEATH. THIS PENALTY HAS BEEN INCREASED OVER WHAT IT WAS IN PAST YEARS AND REFLECTS THE INCREASING WORRY OF SOVIET AUTHORITIES OVER ESPIONAGE.

POWERS WAS CAPTURED MAY 1, AFTER HIS PLANE CAME DOWN ON SOVIET TERRITORY. HE WAS HELD MORE THAN THREE MONTHS WITHOUT CONTACT WITH HIS COUNTRYMEN, BUT SOVIET LAW PERMITS THAT AND MORE. IN THAT PERIOD HE WAS SUBJECTED TO "PRE-TRIAL INVESTIGATION" BY RUDENKO'S MEN AND REPRESENTATIVES OF THE COMMITTEE OF STATE SECURITY, WHOSE JOB WAS PROBABLY TO TRY TO MAKE POWERS CONFESS IN FULL TO ALL CHARGES AGAINST HIM.

WHEN THE INVESTIGATION ENDED, DEFENSE LAWYER GRINIOV WAS PERMITTED TO ENTER THE CASE.

THE TRIAL LIKELY WILL DIFFER IN SOME RESPECTS FROM FAMOUS COMMUNIST TRIALS OF THE PAST, EXEMPLIFIED BY THE STALIN PURGE SHOWS IN WHICH DEFENSE ATTORNEYS WERE JUST AS VIOLENT AS THE PROSECUTION IN DENOUNCING THE DEFENDANTS. THERE WILL BE MORE OF AN AIR OF LEGALITY TO THE POWERS TRIAL, SINCE IT IS BEING CARRIED ON IN THE GLARE OF WORLD PUBLICITY.

THE U.S.S.R. IS AWARE OF SOVIET PUBLIC AND WORLD REVULSION AGAINST STALINIST METHODS OF TORTURE, EXTORTED CONFESSIONS AND SELF-DENUNCIATIONS. IN RECENT YEARS SOVIET INTERNAL PROPAGANDA HAS STRESSED "SOCIALIST LEGALITY," WHICH IS SUPPOSED TO MEAN AN END TO THE MORE BRUTAL ASPECTS OF STALINIST POLICY.

IN THE POWERS CASE THE JUDGES--PROBABLY THERE WILL BE THREE--WILL STILL, LIKE THOSE IN THE PAST, BE OBLIGED TO CONSIDER STATE INTERESTS BEFORE ALL AND CARRY OUT THE PURPOSES OF THE TRIAL. THE KREMLIN PURPOSES, REVOLVING ABOUT WORLD PROPAGANDA, HAVE NOTHING TO DO WITH POWERS' GUILT OR INNOCENCE.

END ADVANCE FOR WEDNESDAY AMS AUG.17...MOVED AUG.15

PS1215AED

A168

AP FOREIGN SERVICE ADVANCE FOR WEDNESDAY AMS AUG. 17

UNDATED U2-POWERS CHRONOLOGY (460)

BY THE ASSOCIATED PRESS

HERE IS A CHRONOLOGY OF HIGH POINTS IN THE CASE OF AMERICAN U2 PILOT FRANCIS GARY POWERS:

MAY 5--PREMIER NIKITA S. KHRUSHCHEV TOLD THE SOVIET PARLIAMENT THAT SOVIET FORCES SHOT DOWN A PLANE OVER RUSSIAN TERRITORY MAY 1 AND PRELIMINARY INVESTIGATIONS INDICATED IT WAS A U.S. PLANE. THE UNITED STATES SAID IT MAY HAVE BEEN AN UNARMED HIGH-ALTITUDE U2 WEATHER PLANE FROM ADANA, TURKEY, THAT MAY HAVE STRAYED OVER THE SOVIET BORDER AFTER THE PILOT REPORTED HAVING TROUBLE WITH OXYGEN APARATUS. THE PILOT WAS IDENTIFIED AS FRANCIS G. POWERS, 30.

MAY 6--MOSCOW PUBLISHED A PICTURE OF THE PLANE WRECKAGE BUT MADE NO MENTION OF THE PILOT. IT SAID THE PLANE WAS BROUGHT DOWN BY A REMARKABLE ROCKET FIRED ON KHRUSHCHEV'S ORDERS. EISENHOWER HINTED HE MIGHT CANCEL HIS RUSSIAN TRIP IF KHRUSHCHEV PRESSED AN ANTI-U.S. CAMPAIGN TOO FAR. THE STATE DEPARTMENT ASKED FOR FULL FACTS ON THE PLANE, DENIED SOVIET BORDERS HAD EVER BEEN DELIBERATELY VIOLATED BY U.S. PLANES.

MAY 7--KHRUSHCHEV SAID THE PILOT PARACHUTED, WAS CAPTURED ALIVE AND CONFESSED HE WAS ON A SPY MISSION TO PHOTOGRAPH SOVIET MILITARY BASES. THE PREMIER SAID HE WAS SHOT DOWN NEAR SVERDLOVSK IN THE URALS, 1,300 MILES NORTH OF THE PAKISTANI BORDER. THE U.S. ADMITTED THE PLANE "PROBABLY" MADE AN INFORMATION-GATHERING FLIGHT OVER THE SOVIET UNION BUT SAID THERE WAS NO AUTHORIZATION FROM ANY AUTHORITY IN WASHINGTON FOR SUCH A FLIGHT.

MAY 8--U.S. ALLIES WERE DISTURBED BY THE DEVELOPMENTS. DIPLOMATS SAID THE INCIDENT DIMS HOPES FOR AGREEMENTS AT THE SUMMIT TALKS. OBSERVERS IN JAPAN WHERE THREE AMERICAN U2 WEATHER PLANES WERE STATIONED SAW NEW OBSTACLES FOR PREMIER NOBUSUKE KISHI'S FIGHT TO GET THE U.S.-JAPAN SECURITY TREATY RATIFIED.

MAY 9--SECRETARY OF STATE CHRISTIAN HERTER SAID U.S. FLIGHTS OVER RUSSIA HAD EISENHOWER'S GENERAL AGREEMENT. FLIGHTS TO CONTINUE. KHRUSHCHEV SAID HE WILL TAKE NECESSARY COUNTER MEASURES.

MAY 10--EISENHOWER SAID THE U.S. WILL COME TO THE AID OF ANY ALLY ATTACKED BY RUSSIA. SOVIET GOVERNMENT HINTED AT A TRIAL FOR POWERS ON ESPIONAGE CHARGES.

MAY 12--KHRUSHCHEV SAID POWERS WILL BE TRIED AS A SPY, WARNED COLLAPSE OF UPCOMING SUMMIT MEETING WON'T BE RUSSIA'S FAULT.

MAY 16--KHRUSHCHEV AT SUMMIT MEETING DEMANDED U.S. APOLOGIZE AND CONDEMN SPY PLANE MISSIONS OVER RUSSIA AND PUNISH THOSE RESPONSIBLE FOR POWERS FLIGHT, CANCELED INVITATION TO EISENHOWER TO VISIT RUSSIA NEXT MONTH. SUMMIT TALKS COLLAPSED DESPITE EISENHOWER ASSURANCE U2 FLIGHTS HAD BEEN SUSPENDED AND ARE NOT TO BE RESUMED.

MAY 17--JAPAN'S OPPOSITION SOCIALIST PARTY SEIZING U2 PLANE ISSUE TO DENOUNCE U.S. JAPAN SECURITY PACT SAID EISENHOWER WON'T BE WELCOME

30.24- 12619

ON SCHEDULED TRIP TO TOKYO.
MAY 18--RUSSIA TOOK U2 PLANE CASE TO UNITED NATIONS SECURITY COUNCIL, SAYING AMERICAN OVERFLIGHTS THREATEN PEACE.
MAY 26--COUNCIL REJECTED SOVIET BID TO DENOUNCE THE UNITED STATES.
JUNE 10--LEFTIST STUDENTS OPPOSING EISENHOWER TRIP MOBBED CAR OF WHITE HOUSE PRESS SECRETARY JAMES C. HAGERTY AT TOKYO'S AIRPORT.
JUNE 16--PRIME MINISTER NOBUSUKE KISHI OF JAPAN ASKED EISENHOWER TO CANCEL HIS PROPOSED TRIP.
JULY 18--SOVIET SUPREME COURT ORDERED POWERS TO STAND TRIAL AUG. 17 ON ESPIONAGE CHARGES.
AUG. 9--SOVIET AUTHORITIES SAID POWERS HAS "PLEADED GUILTY TO THE ESSENCE OF THE CHARGE" OF ESPIONAGE.
AUG. 13--POWERS' FAMILY ARRIVED IN MOSCOW FOR TRIAL. SAID THEY WILL SEEK AID FROM KHRUSHCHEV.
END ADVANCE FOR WEDNESDAY AMS AUG. 17; MOVED AUG. 15
ED1253AED

1960

NIGHT LEAD TRAWLER (210) A64CH
MANTEO, N.C., AUG. 16 (AP)-A RUSSIAN TRAWLER LOADED WITH RADAR AND SONAR EQUIPMENT HAS BEEN SIGHTED 40 MILES OFF THE NORTH CAROLINA COAST.
TWO FISHING BOAT CAPTAINS FROM NEARBY OREGON INLET REPORTED TODAY THEY SAW THE TRAWLER YESTERDAY AS IT LAID TO ON THE 100-FATHOM CURVE.
A SPOKESMAN FOR THE ATLANTIC FLEET HEADQUARTERS AT NORFOLK, VA., SAID "THE NAVY IS AWARE OF THIS TRAWLER, WHICH IS IN INTERNATIONAL WATERS. IT IS NORMAL ROUTINE TO KEEP TRACK OF ANY RUSSIAN VESSELS WHICH ARE IN WATERS NEAR THE CONTINENTAL UNITED STATES."
THE TRAWLER WAS SPOTTED BY CAPT. DAN LEWARK, MASTER OF THE FISHING BOAT DUTCHESS, AND CAPT. WILLIE ETHRIDGE JR., MASTER OF THE CHEE-CHEE.
A NAVAL OFFICER VACATIONING HERE SAID HE INTERVIEWED CAPT. LEWARK, A CHIEF RADIOMAN IN THE NAVY DURING WORLD WAR II.
THE NAVAL OFFICER, WHO DECLINED TO BE IDENTIFIED, SAID CAPT. LEWARK REPORTED THAT THE TRAWLER WAS LOADED WITH RADAR AND SONAR EQUIPMENT AND WAS LOW IN THE WATER, INDICATING IT CARRIED A FULL LOAD.
THE OFFICER SAID CAPT. LEWARK RELAYED THIS INFORMATION: THE TRAWLER, NAMED THE MYTHMAHCK OUT OF BALACLAVA, CARRIED THE NUMBER M710 ON ITS BOW. IT WAS BETWEEN 125 AND 150 FEET LONG AND HAD A CREW OF ABOUT 35 OR 40 YOUNG MEN ABOARD, MANY WITH SHAVED HEADS. AND ONE WOMAN. THE FISHING GEAR ON DECK APPARENTLY HAD NOT BEEN USED FOR SIX MONTHS AND THE NETS WERE DRY ROTTING.
CAPT. LEWARK SAID HE PULLED ALONGSIDE THE TRAWLER AND ATTEMPTED TO CONVERSE WITH THE CREW BUT WAS UNABLE TO UNDERSTAND THEM. HE SAID WHILE HE WAS NEAR THE TRAWLER WHAT WAS APPARENTLY A COAST GUARD PBM AIRCRAFT FLEW OVER.
ON AUG. 9, THE CAPTAIN OF A BOSTON FISHING BOAT REPORTED SIGHTING A RUSSIAN TRAWLER ON GEORGE'S BANK, ABOUT 160 MILES EAST SOUTHEAST OF BOSTON LIGHTSHIP.
CAPT. JOHN CAHILL OF SOMERVILLE, MASS., SKIPPER OF THE BOSTON TRAWLER COMET, SAID "THOSE RUSSIANS MAY HAVE BEEN FISHING BUT THEY WERE ACTING STRANGELY TO ME."
CAHILL DESCRIBED THE RUSSIAN TRAWLER AS ABOUT 1,000 TONS AND CARRYING THE HAMMER AND SICKLE PAINTED ON THE SMOKESTACK.
HE SAID NEITHER HE NOR HIS CREW COULD MAKE OUT THE SHIP'S NAME BUT HE SAID A NUMBER WHICH LOOKED LIKE "M711" WAS ON THE HULL.
RC1033PED

B60 (Q)
WIESBADEN, GERMANY, AUG. 16 (AP)-COL. EDWIN M. KIRTON, EX-U.S. AIR ATTACHE IN MOSCOW, ARRIVED AT U.S. AIR FORCE EUROPEAN HEADQUARTERS TODAY.
KORTON, 50, OF PALO ALTO, CALIF., WAS EXPELLED FROM THE SOVIET UNION LAST WEEK ON CHARGES OF ESPIONAGE. HE DENIED THE CHARGES. HE FLEW HERE WITH HIS WIFE VIA COPENHAGEN AND HAMBURG. MRS. KIRTON IS THE FORMER LERA MCWILLIAMS OF PHOENIX, ARIZ.
IN WIESBADEN, KIRTON WILL CONFER WITH HIS DESIGNATED SUCCESSOR, COL. MELVIN NIELSON, 40, OF IDAHO FALLS, IDAHO. AFTER A WEEK, KIRTON WILL CONTINUE ON TO WASHINGTON.
K1030AED

A49UN
AMS BUDGET
NIGHT LEAD DISARMAMENT (550)
BY A.I. GOLDBERG
UNITED NATIONS, N.Y., AUG. 16 (AP)-THE UNITED STATES PROPOSED TODAY THAT U.S. AND SOVIET PLANTS PRODUCING NUCLEAR WEAPON MATERIALS BE CLOSED DOWN ONE BY ONE AS A STEP TOWARD DISARMAMENT.
THE SOVIET UNION--SHOWING UP AT THE LAST MINUTE AT THE OPENING OF THE 82-NATION DISARMAMENT COMMISSION, REJECTED IT AS A REHASH OF OLD U.S. PROPOSALS.
HENRY CABOT LODGE, U.S. DELEGATION CHIEF, OFFERED TWO DRAMATIC ALTERNATIVES FOR INSURING THAT NUCLEAR WEAPON MATERIAL BE RESTRICTED TO PEACEFUL USES. HE SAID THEY WERE MADE IN AN EFFORT TO SPUR NEW EAST-WEST DISARMAMENT NEGOTIATIONS.
HE PLEADED WITH THE SOVIET BLOC THAT WALKED OUT OF 10-NATION DISARMAMENT TALKS IN GENEVA LAST JUNE 27 TO RESUME NEGOTIATIONS AND SAID THE WEST IS WILLING TO HEAR ANY NEW SOVIET PROPOSALS. THE SOVIET BLOC DROPPED A BOYCOTT THREAT TO ATTEND TODAY'S SESSION.
LODGE, THE REPUBLICAN CANDIDATE FOR VICE PRESIDENT, WAS MAKING HIS LAST MAJOR SPEECH AS CHIEF DELEGATE.
HE PROPOSED:
1. THAT THE SOVIET UNION AND THE UNITED STATES EACH TURN OVER 66,000 POUNDS OF WEAPONS GRADE URANIUM 235 FROM EXISTING ACCUMULATED WEAPONS STOCKS TO PEACEFUL USES.
2. IF THE SOVIET UNION CAN'T ACCEPT THAT, THE UNITED STATES IS READY WITHOUT DELAY TO SHUT DOWN ONE BY ONE, UNDER INTERNATIONAL INSPECTION, MAJOR PLANTS PRODUCING ENRICHED URANIUM AND PLUTONIUM PROVIDED THE SOVIET UNION CLOSE DOWN EQUIVALENT FACILITIES.
VASILY V. KUZNETSOV, SOVIET DEPUTY FOREIGN MINISTER, SAID IN REPLY THE PROPOSALS WERE NOT NEW, NOR WORTHY OF SERIOUS CONSIDERATION.
HE SAID THAT IN THE ABSENCE OF A BAN ON NUCLEAR WEAPONS AND A BAN ON PRODUCTION OF FISSIONABLE MATERIAL, THE SOVIET UNION COULD NOT ACCEPT THEM. HE DECLARED THEY DID NOTHING ABOUT EXISTING STOCKPILES THAT CONTAIN ENOUGH MATERIAL TO DESTROY THE WORLD.
KUZNETSOV RENEWED SOVIET PREMIER KHRUSHCHEV'S CALL FOR DISARMAMENT DISCUSSIONS BY HEADS OF GOVERNMENT AT THE U.N. GENERAL ASSEMBLY OPENING HERE SEPT. 20. HE SAID THE MEETING OF THE 82-NATION COMMISSION, DEMANDED BY THE UNITED STATES, WAS A FARCE AT THIS TIME. AND, IN OBVIOUS REFERENCE TO LODGE'S POLITICAL ROLE, HE RIDICULED WHAT HE SAID WAS AN IDEA THAT "ANYONE COULD RIDE INTO THE WHITE HOUSE ON A WHITE CHARGER" ON A RECORD OF STANDING UP AGAINST THE SOVIET UNION.
LODGE IN A HALF HOUR STATEMENT PLEADED WITH THE SOVIET BLOC TO GET TALKS GOING AS QUICKLY AS POSSIBLE.
"THE UNITED STATES IS EAGER TO RENEW NEGOTIATIONS ON CONCRETE

DISARMAMENT MEASURES SUCH AS THESE," HE SAID. "WE ARE WILLING TO HEAR NEW SOVIET PROPOSALS.

"IF WE DO NOT ACT NOW AND ACT EFFECTIVELY, HISTORY MAY LEAVE US BEHIND. THE PEOPLES OF THE WORLD DEMAND THAT THIS TRAGEDY SHOULD NOT BE ALLOWED TO HAPPEN.

"WHATEVER ISSUES OF PHILOSOPHY OR RECENT HISTORY MAY LIE BETWEEN US, THE UNITED STATES AND THE SOVIET UNION SHARE THE HEAVIEST RESPONSIBILITY FOR SOLVING THE PROBLEM OF ARMAMENTS. WE MUST WORK TOGETHER TO SOLVE IT.

"WE AGAIN INVITE THE SOVIET UNION TO WORK WITH US--NOT WITH THE OBJECT OF ONE OF US PUTTING THE OTHER IN THE WRONG AND THUS WINNING A SMALL VICTORY OF SOME SORT. VICTORIES OF THAT KIND ARE LIKELY TO PROVE HOLLOW VERY SOON...."

THE COMMITTEE ROOM GALLERIES WERE PACKED FOR THE ENCOUNTER THAT DEVELOPED INTO A U.S.-SOVIET CLASH WHEN THE SOVIET BLOC DROPPED ITS THREATENED BOYCOTT.

THE U.S. DELEGATE RECITED THE CONCESSIONS THE WEST HAS MADE OVER THE YEARS IN ATTEMPTS TO MEET SOVIET DISARMAMENT TERMS. HE INCLUDED PRESIDENT EISENHOWER'S "OPEN SKIES" PROPOSAL AT GENEVA IN 1955.

THIS BROUGHT FROM KUZNETSOV THE REJOINDER THAT THE TRIAL OF U2 PLANE PILOT FRANCIS GARY POWERS OPENING IN MOSCOW TOMORROW WAS THE KIND OF THING THAT THE SOVIET UNION OPPOSED WHEN IT REJECTED EISENHOWER'S PROPOSAL.

THREE OTHER WESTERN COUNTRIES, THAT TOOK PART IN THE GENEVA TALKS, AND INDONESIA QUICKLY ADDED THEIR SUPPORT TO LODGE'S PLEA FOR QUICK RESUMPTION OF THE TALKS. THE THREE ARE CANADA, ITALY AND FRANCE.

BRITAIN IS EXPECTED TO HEAD THE LIST WHEN SPEAKERS RESUME AT A MORNING SESSION (9:30 A.M. EST) WEDNESDAY.

HOWARD GREEN, CANADA'S FOREIGN SECRETARY, SAID HE HOPED THAT EAST-WEST PROPOSALS TO PREVENT THE USE OF ORBITAL SATELLITES AND TO CONTROL LONG-RANGE MISSILE LAUNCHING EXPERIMENTS COULD BE PUT INTO EFFECT IMMEDIATELY TO LESSEN THE FEARS OF NUCLEAR WAR.

HE ALSO PROPOSED THAT FUTURE 10-NATION TALKS IN GENEVA BE PRESIDED OVER BY A CHAIRMAN FROM A NEUTRALIST COUNTRY.

MANUEL BISBE OF CUBA SAID THE "LAMENTABLE FIASCO" AT GENEVA HAD BEEN EXPECTED BY HIS COUNTRY. MEANINGFULLY, HE MADE THESE POINTS THAT COINCIDE WITH THE SOVIET STAND:

A NUCLEAR WEAPON BAN SHOULD BE THE FIRST STEP IN DISARMAMENT; SUBSTANTIVE DISARMAMENT TALK SHOULD BE HELD IN THE GENERAL ASSEMBLY, NOT IN THE DISARMAMENT COMMISSION; THE SOVIET UNION HAS DEMONSTRATED ITS DESIRE FOR DISARMAMENT BUT U.S. NUCLEAR PROPOSALS COULD NOT BE CONSIDERED AS DISARMAMENT MEASURES.

UM810PED

A150
(340)
BY ARTHUR GAVSHON

LONDON, AUG. 16 (AP)-SENIOR U.S. AND BRITISH OFFICIALS TODAY BEGAN TALKS ON ISSUES BLOCKING EAST-WEST NEGOTIATIONS FOR A BAN ON NUCLEAR WEAPON TESTS.

A MAJOR QUESTION IS WHETHER TO MEET RUSSIA'S DEMANDS FOR SAFEGUARDS AGAINST CHEATING DURING A PROJECTED SERIES OF SMALL UNDERGROUND NUCLEAR TESTS IN THE UNITED STATES. THE EXPLOSIONS ARE INTENDED TO IMPROVE MEANS OF DETECTION AND CONTROL.

IF SOVIET DEMANDS ARE MET, SPEEDY ACTION MAY BE NEEDED DURING THE CURRENT SHORT SESSION OF THE U.S. CONGRESS. IF THE DEMANDS ARE REJECTED, THERE WOULD BE A RISK OF BREAKDOWN IN THE 22-MONTH-OLD NEGOTIATIONS AT GENEVA.

SHORTLY AFTER FLYING IN FROM WASHINGTON, A U.S. TEAM UNDER THE ATOMIC ENERGY COMMISSION CHAIRMAN, JOHN A. MCCONE AND UNDER-SECRETARY OF STATE LIVINGSTON T. MERCHANT, BEGAN DISCUSSIONS WITH BRITISH FOREIGN OFFICE CHIEFS.

THE MINISTER OF STATE FOR FOREIGN AFFAIRS, DAVID ORMSBY-GORE, FLEW BACK FROM AN ITALIAN VACATION FOR THE TALKS.

A FOREIGN OFFICE SPOKESMAN TOLD REPORTERS THE ANGLO-AMERICAN TALKS WERE ARRANGED IN THE PAST FEW DAYS.

THE SAFEGUARDS QUESTION INVOLVES A TIME FACTOR. RUSSIA HAS SAID THAT ANY AMERICAN UNDERGROUND TESTS, CARRIED OUT WITHOUT SAFEGUARDS, WILL BE REGARDED AS "WEAPONS" TESTS. THE SOVIET UNION WOULD THEN CONSIDER ITSELF FREE TO RESUME TESTING.

RUSSIA WANTS TO INSPECT ALL DEVICES TO BE DETONATED TO INSURE THEY ARE NOT NEW WEAPONS.

AMERICA HAS COUNTERED WITH A PROPOSAL FOR A THREE-POWER POOL OF DEVICES TO BE EXPLODED UNDERGROUND.

MOSCOW'S DEMAND RAISES LEGAL PROBLEMS. AS THE U.S. ATOMIC ENERGY SECRETS ACT STANDS NOW, NO FOREIGN POWER CAN HAVE THE RIGHT TO INSPECT U.S. NUCLEAR DEVICES. CONGRESS WOULD HAVE TO APPROVE ANY MOVE TO WAIVE THE LAW.

ONE POSSIBLE WAY OUT HAS BEEN REPORTED BY BRITISH OFFICIALS. IT WOULD MEAN THAT BRITISH DEVICES, RATHER THAN AMERICAN, COULD BE USED AND INSPECTED BY THE SOVIETS IN AN AGREED RESEARCH PROGRAM.

KM1244PED

A62KX (SECT) (CH, NU F)
(150

BENSON, ARIZ., AUG. 16 (AP)-MORE THAN 100 MEMBERS OF A SMALL RELIGIOUS SECT EMERGED TODAY FROM UNDERGROUND BOMB SHELTERS IN WHICH THEY TOOK REFUGE 42 DAYS AGO.

AFTER LEAVING THEIR BASEMENT HAVENS, THE CULTISTS GATHERED AT THEIR SMALL CEMENT-BLOCK CHURCH ON THE OUTSKIRTS OF THIS SOUTHERN ARIZONA TOWN TO GIVE THANKS FOR BEING SPARED WHAT THEY FEARED WAS A PROPHESIED NUCLEAR ATTACK.

AT THE TIME THE SECT WENT UNDERGROUND, ONE LEADER SAID:

"CIVIL DEFENSE IS THE NOAH'S ARK OF TODAY. LIKE NOAH, WE CAN TAKE SHELTER FOR 40 DAYS AND 40 NIGHTS."

THROUGHOUT THEIR VIGIL, LAWSUITS, ARRESTS AND DESERTIONS TESTED THE FAITH OF MEMBERS OF THE FULL GOSPEL ASSEMBLY.

IN ONES AND TWOS, MORE THAN 35 PERSONS FILTERED OUT OF THE CELLARS IN THE LAST SIX WEEKS.

KIDNAP CHARGES AGAINST TWO LEADERS WERE DROPPED JULY 16 AFTER THE WIFE AND TWO CHILDREN OF A NON-MEMBER EMERGED FROM THE SHELTERS.

TEN DAYS BEFORE, A LAWSUIT SEEKING PAYMENT OF AN $11,802 GROCERY BILL WAS DISMISSED IN SUPERIOR COURT AT TUCSON AFTER THE ASSEMBLY PAID IT.

GC413PCS NM

B55 (Q) 150

TOKYO, AUG. 16 (AP)-A SIMPLE STONE MONUMENT DEDICATED TO SEVEN JAPANESE LEADERS HANGED FOR WORLD WAR II WAR CRIMES WAS UNVEILED TODAY NEAR NAGOYA, CENTRAL JAPAN.

THE MEMORIAL, WHICH BEARS THE INSCRIPTION "THE GRAVE OF SEVEN SAMURAI MARTYRS" STANDS ATOP 1,160-FOOT MT. SANGANE AND OVERLOOKS THE PACIFIC OCEAN.

IT IS DEDICATED TO AND CONTAINS THE ASHES OF PREMIER HIDEKI TOJO AND SIX OTHER WARTIME LEADERS WHO WERE SENTENCED TO DEATH ON THE GALLOWS IN 1948 BY AN 11-NATION INTERNATIONAL TRIBUNAL FOR WAR CRIMES.

AT THE UNVEILING CEREMONY WERE THE KIN OF THE HANGED LEADERS LED BY MRS. KATSUJO TOJO, WIDOW OF THE WARTIME PREMIER. ALSO PRESENT WERE LAWYERS ITSURO HAYASHI AND SHOHEI SANMONJI, WHO DEFENDED THE JAPANESE LEADERS AT THE TRIALS.

THE LAWYERS LED A MOVEMENT TO PERPETUATE THE LEADERS MEMORY BY

CONSTRUCTING A PARK WITH A MONUMENT. IT WAS SET UP FROM NATIONWIDE CONTRIBUTIONS TOTALING 15 MILLION YEN ($41,666) COLLECTED BY HAYASHI AND SANMONJI.
K1004AED

1960

30.24-12621

B73 (Q)

BERLIN, AUG. 16 (AP)-WEST BERLIN POLICE REPORTED TODAY THAT TWO 18-YEAR-OLD INFANTRYMEN OF THE COMMUNIST EAST GERMANY ARMY DESERTED AND SWAM 300 YARDS TO THE CITY'S AMERICAN SECTOR SUNDAY NIGHT.

1960

WEST BERLIN POLICE REFUSED TO GIVE THE MEN'S NAMES, SAYING THEY HAD BEEN HANDED OVER TO THE U.S. ARMY. AN ARMY SPOKESMAN SAID IF IT IS DECIDED THAT THEY ARE DESERTERS AND NOT SPIES, THEY WILL BE FLOWN OUT QUICKLY TO WEST GERMANY.

MJ1121AED

B61 Q
NL PINE CONE (280)
FT.BRAGG, N.C., AUG. 16 (AP)-MORE THAN 50,000 ARMY REGULARS AND RESERVISTS PARTICIPATING IN OPERATION PINE CONE III ALMOST COMPLETED THEIR ROUND-THE-CLOCK MOVE TO STAGING AREAS TODAY.
THE MASSIVE EXERCISE, COVERING A SIX-STATE BATTLEGROUND, IS IS ONE OF THE LARGEST PEACE TIME MANEUVERS EVER HELD IN THIS COUNTRY. ITS AREA WILL INCLUDE THE CAROLINAS, GEORGIA, TENNESSEE, KENTUCKY AND VIEGINIA.
ITS MAJOR OBJECTIVES ARE TO PROVIDE REALISTIC TRAINING FOR TROOP ELEMENTS OF THE AIR FORCE RESERVE AND ACTIVE ARMY AIRBORNE UNITS OF THE STRATEGIC ARMY CORPS (STRAC). THESE ARE THE UNITS MOST LIKELY TO GET THE CALL IN LIMITED WAR SITUATIONS.
TACTICAL AIR COMMAND C-130 CARGO AIRCRAFT TODAY COMPLETED 98 DELEVER MISSIONS IN AN AIRLIFT OF 2,557 PARATROOPERS OF THE 101ST AIRBORNE DIVISION, TOGETHER WITH MORE THAN 693 TONS OF EQUIPMENT, TO SHAW AIR FORCE BASE AT SUMTER, S.C., AND MYRTLE BEACH AIR FORCE BASE, S.C.
IN ADDITION, HUGE C-124 GLOBEMASTERS HAVE FLOWN 1,207 TONS OF EQUIPMENT AND 2,824 TROOPS INTO POSITIONS.
BATTLE OFFICIALS INDICATED THAT AGGRESSOR (ENEMY) FORCES, FLYING THE F-84F THUNDERSTREAK JET FIGHTERS, COMPLETED 20 COMBAT MISSIONS TUESDAY, HITTING MAIN WITHDRAWAL ROUTES.
THE AERIAL ACTIVITY MARKED THE ARRIVAL OF 117 AIR FORCE RESERVE C-119 CARGO PLANES AND 30 C-123 PROVIDORS. THESE TACTICAL CARGO AIRCRAFT HAVE BEEN DEPLOYED TO DONALDSON AFB, GREENVILLE, S.C., POPE (N.C.) AFB, ROBBINS (&-.) AFB, AND TO AN AUXILIARY FIELD AT NORTH, S.C.
DURING THE TWO-WEEK EXERCISE, MORE THAN 700 AIRCRAFT WILL BE PRESSED INTO SERVICE, INCLUDING EIGHT TACTICAL AIR COMMANDS USING THE ULRA-SONIC F-104 STARFIRE FIGHTERS. THESE UNITS, COMMANDED BY LT. COL. FRANK MCGUINESS, ARE PART OF THE TACTICAL AIR COMMAND'S "FREEDOM STRIKING FORCE" BASED AT GEORGE AFB, CALIF.
RA855PED

A104WX
(250) NIGHT LEAD LEMNITZER
BY EDWIN B. HAAKINSON
WASHINGTON, AUG. 16 (AP)-INFORMED SENATORS SAID TODAY THAT ARMY GEN. LYMAN L. LEMNITZER PROBABLY WILL BE CONFIRMED AS CHAIRMAN OF THE JOINT CHIEFS OF STAFF (CAPS JCS) DURING THE PRESENT EXTRA SESSION OF CONGRESS.
THEY SAID THIS IS SO EVEN THOUGH IT MIGHT DEPRIVE THE NEXT PRESIDENT OF A CHANCE TO MAKE THE NOMINATION.
"I KNOW OF NO SENATOR OBJECTING TO THE NOMINATION," SEN. RICHARD B. RUSSELL (D-GA) TOLD A REPORTER. RUSSELL IS CHAIRMAN OF THE SENATE ARMED SERVICES COMMITTEE WHICH FIRST MUST PASS ON LEMNITZER'S SELECTION FOR THE TOP CAREER MILITARY POST, CHAIRMAN OF THE MILITARY HEADS OF THE ARMED SERVICES.
THE COMMITTEE MAY ACT IN THE NEXT FEW DAYS TO RECOMMEND CONFIRMATION BY THE FULL SENATE.
PRESIDENT EISENHOWER SURPRISED SOME SENATORS BY SENDING UP LEMNITZER'S APPOINTMENT YESTERDAY BEFORE A DATE WAS ANNOUNCED FOR RETIREMENT OF AIR FORCE GEN. NATHAN F. TWINING, PRESENT CHAIRMAN WHO HAS UNDERGONE TWO OPERATIONS IN RECENT YEARS.
IF THE PRESENT DEMOCRATIC-CONTROLLED SENATE FAILED TO ACT ON THE NOMINATION THE PRESIDENT WHO TAKES OFFICE IN JANUARY COULD FILL THE POST.
LEMNITZER WAS NOMINATED FOR A TWO-YEAR TERM ALTHOUGH MEMBERS OF THE JCS MAY BE NAMED FOR FOUR-YEAR TENURES.
AN OBJECTION BY SEN. JOHN F. KENNEDY, THE DEMOCRATIC PRESIDENTIAL NOMINEE, OR MAJORITY LEADER LYNDON B. JOHNSON THE VICE PRESIDENTIAL NOMINEE, PROBABLY COULD BLOCK SENATE ACTION DURING REMAINDER OF THE POST-CONVENTION SESSION.
SENATE VETERANS SAID THIS IS UNLIKELY BECAUSE IT COULD LEAD TO CHARGES OF PLAYING POLITICS IN DEFENSE MATTERS.
EG915PED NM

A91WX (440) PMS BUDGET
PERSONALITY IN THE NEWS
LEMNITZER
BY JOE F. KANE
WASHINGTON, AUG. 16 (AP)-GEN. LYMAN LOUIS LEMNITZER, A CRACK MILITARY NEGOTIATOR-DIPLOMAT WITH AN IMPRESSIVE ARRAY OF BATTLE DECORATIONS, HAS BEEN TAPPED FOR THE PENTAGON'S TOP SERVICE POST.
PRESIDENT EISENHOWER YESTERDAY SELECTED THE BEMEDALED ARMY GENERAL TO BE CHAIRMAN OF THE JOINT CHIEFS OF STAFF. THE APPOINTMENT IS SUBJECT TO SENATE CONFIRMATION.
LEMNITZER, WHO BECAME A QUALIFIED ARMY PARACHUTIST NINE YEARS AGO WHEN HE WAS 51, WOULD SUCCEED AIR FORCE GEN. NATHAN F. TWINING WHO HAS REQUESTED RETIREMENT BECAUSE OF POOR HEALTH. NO DATE HAS BEEN SET FOR TWINING'S RETIREMENT.
LEMNITZER BECAME CHIEF OF STAFF OF THE ARMY A YEAR AGO LAST MONTH. HE HAD PROMISED THE SENATE HE WOULD ALWAYS GIVE CONGRESS AND THE NATION HIS PROFESSIONAL JUDGMENT ON ARMY OR DEFENSE NEEDS, EVEN IF HIS VIEWS CLASHED WITH BUDGET LIMITATIONS.
A FEW MONTHS EARLIER, WHEN MANY THOUGHT U. S.-SOVIET RELATIONS WERE ON THE UPSWING, LEMNITZER ADVISED THAT THERE HAD BEEN NO CHANGE IN THE COMMUNIST OBJECTIVE OF LULLING THE FREE WORLD WITH A PEACE OFFENSIVE AND

THEN HITTING IT WITH A CLENCHED FIST.

IT WAS 18 YEARS AGO THAT LEMNITZER, THEN COMMANDING AN ANTIAIRCRAFT BRIGADE, FIRST WON OFFICIAL RECOGNITION FROM THE THEN GEN. EISENHOWER. HE WAS APPOINTED ASSISTANT CHIEF OF STAFF AT ALLIED FORCES HEADQUARTERS IN LONDON, WHERE PLANS WERE BEING MADE FOR THE INVASION OF NORTH AFRICA.

IN OCTOBER OF THAT YEAR, LEMNITZER WENT WITH GEN. MARK W. CLARK ON A SECRET SUBMARINE MISSION TO NORTH AFRICA TO NEGOTIATE WITH FRENCH ARMY OFFICERS. THE LANDING WHICH FOLLOWED WAS VIRTUALLY UNOPPOSED.

LATER IN THE WAR, LEMNITZER WON FURTHER DISTINCTION AS A MILITARY DIPLOMAT. HE WAS CHIEF OF STAFF OF THE BRITISH-LED ALLIED COMMAND IN THE MEDITERRANEAN. HE ALSO TOOK PART IN SECRET NEGOTIATIONS LEADING TO THE SURRENDER OF ITALY AND THE CAPITULATION OF GERMAN FORCES IN THAT AREA.

THE GENERAL'S MILITARY DECORATIONS GIVE A QUICK INDICATION OF HIS SERVICE BACKGROUND. HIS EUROPEAN-AFRICAN-MIDDLE EAST RIBBON OF WORLD WAR II INCLUDES SIX BATTLE STARS. THE LEGION OF MERIT WAS AWARDED FOR HIS PART IN THE SUBMARINE MISSION TO NORTH AFRICA. HE ALSO WEARS THE OAK LEAF CLUSTER TO THE LEGION OF MERIT AND THE DISTINGUISHED SERVICE MEDAL. HIS SILVER STAR WAS WON FOR GALLANTRY IN ACTION IN KOREA. SIX FOREIGN NATIONS HAVE HONORED HIM WITH DECORATIONS.

AFTER WORLD WAR II, HE WAS ONE OF THE ORIGINAL PLANNERS OF THE MUTUAL DEFENSE ASSISTANCE PROGRAM THAT PROVIDED MILITARY MIGHT FOR THE NORTH ATLANTIC TREATY ALLIANCE.

BORN IN HONESDALE, PA., AUG. 29, 1899, LEMNITZER WAS GRADUATED FROM WEST POINT IN 1920. HE WAS 86TH IN A CLASS OF 271.

THE GENERAL IS JUST UNDER 6 FEET, WEIGHS ABOUT 180 AND HAS GRAYING BROWN HAIR.

HE LIKES TO FISH AND PLAY GOLF, BUT FINDS LITTLE TIME FOR EITHER. HE'S AN AVID AMATEUR PHOTOGRAPHER, ESPECIALLY WHILE ON TRIPS, AND COMES UP WITH SOME FIND PICTURES.

THE LEMNITZERS HAVE A SON AND DAUGHTER.

CR304AED

END

AUG-16/60